IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.36961 of 2008

SANTOSH KUMAR DAS, S/O SRI PRASAD DAS, R/O VILLAGE-BIJHARA,P.S. KADWA, DISTRICT-KATIHAR. -PETITIONER.

Versus

THE STATE OF BIHAR. -OPP.PARTY

2 21.11.2008 There is application by the petitioner, which is prior in point of time, for restitution of conjugal rights, the wife, complainant, has filed a complaint alleging commission of offence under Section 498A of the Indian Penal Code. The complaint does not suggest existence of physical evidence of torture. Taking into consideration those factors, the application for grant of anticipatory bail is allowed.

Let the petitioner, in the event of his arrest or surrender within six weeks from today, be enlarged on bail on his furnishing bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Subdivisional Judicial Magistrate, Katihar, in C.A. no. 1955 of 2007, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

(Barin Ghosh, J.)

AAhmad

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